



08-25-04

IFW RCE/1647

PTO/SB/30 (09-03)
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**Request
for
Continued Examination (RCE)
Transmittal**Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/157,984
Filing Date	9/22/1998
First Named Inventor	Lai et al.
Art Unit	1647
Examiner Name	Hayes
Attorney Docket Number	32144183.9RCE

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Rely Brief previously filed on _____
- ii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/ Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other Petition for Extension of Time - 3 months
Postcard acknowledgement

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other _____

3. Fees

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
The Director is hereby authorized to charge the following fees, or credit any overpayments, to

- a. ☒ Deposit Account No. 13-0480 Deficiencies only
- i. ☐ RCE fee required under 37 CFR 1.17(e)
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other _____
- b. ☒ Check in the amount of \$ 860.00 enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print/Type)	Brian C. McCormack	Registration No. (Attorney/Agent)	36601
Signature	<i>Brian C. McCormack</i>	Date	8/24/2004

CERTIFICATE OF EXPRESS MAILING**EV183594660US**

I hereby certify that the papers enclosed herein are being deposited with the United States Postal Service "Express Mail post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and addressed to Attn: Mail Stop RCE, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Name (Print/Type)	Brian C. McCormack	Date	8/24/2004
Signature	<i>Brian C. McCormack</i>		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Lai et al.

Serial No.: 09/157,984

Title: CLONING OF A NOVEL NEUROTROPHIN NT-7 FROM CARP

Filing Date: September 22, 1998

Art Unit: 1647

Examiner: Hayes

Mail Stop RCE
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313

**REQUEST FOR CONTINUED EXAMINATION
AND AMENDMENT**

Dear Sir:

In response to the Advisory Action of May 10, 2004, Applicants request the entry of this Request for Continued Examination. In addition, the following amendments and remarks are submitted for the Examiner's consideration in place of Applicant's Response to Final Office Action. A Notice of Appeal was filed on March 25, 2004. The Subsequent Appeal was due on May 25, 2004. A three-month extension of time is concurrently filed herewith, extending the period for response to August 25, 2004 and making this response timely filed.

Amendments to the Claims begin on page 2 of this filing.

Remarks / Arguments begin on page 6 of this filing.